

**ASSEMBLY BILL**

**No. 1934**

**Introduced by Assembly Member Leslie**

February 10, 2004

---

---

An act to amend Section 115825 of, and to add Section 115843 to, the Health and Safety Code, relating to drinking water.

LEGISLATIVE COUNSEL'S DIGEST

AB 1934, as introduced, Leslie. Bear Lake Reservoir: recreational use.

Existing law, with certain exceptions, prohibits recreational use, in which there is bodily contact with water, in a reservoir in which water is stored for domestic use and establishes water standards for those exempted reservoirs.

This bill would, in addition, exempt from this prohibition recreational activity in which there is bodily contact with water by any participant in Bear Lake Reservoir, would establish standards to be met, including water treatment and reporting requirements, and would make a conforming change.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 115825 of the Health and Safety Code  
2 is amended to read:  
3 115825. (a) It is hereby declared to be the policy of this state  
4 that multiple use should be made of all public water within the

1 state, to the extent that multiple use is consistent with public health  
2 and public safety.

3 (b) Except as provided in ~~Sections 115840, 115840.5, 115841,~~  
4 ~~and 115842~~ *this article*, recreational uses shall not, with respect to  
5 a reservoir in which water is stored for domestic use, include  
6 recreation in which there is bodily contact with the water by any  
7 participant.

8 SEC. 2. Section 115843 is added to the Health and Safety  
9 Code, to read:

10 115843. (a) Recreational activity in which there is bodily  
11 contact with the water by any participant is allowed in Bear Lake  
12 Reservoir provided that all of the following conditions are  
13 satisfied:

14 (1) Commencing on or before June 30, 2006, the water shall  
15 receive ongoing complete water treatment, including coagulation,  
16 flocculation, sedimentation, filtration, and disinfection, or an  
17 alternative filtration system that provides an equivalent degree of  
18 pathogen removal in compliance with all applicable department  
19 regulations before being used for domestic purposes. The  
20 disinfection shall include, but is not limited to, an advanced  
21 technology capable of inactivating organisms including virus,  
22 cryptosporidium, and giardia, to levels that comply with  
23 department regulations.

24 (2) The Lake Alpine Water Company conducts a monitoring  
25 program for E. coli, bacteria and giardia, and cryptosporidium  
26 organisms at various reservoir locations and at a frequency  
27 determined by the department.

28 (3) The reservoir is operated in compliance with regulations of  
29 the department.

30 (b) The recreational use of that reservoir shall be subject to  
31 additional conditions and restrictions adopted by the entity  
32 operating the water supply reservoir that are designed to further  
33 protect or enhance the public health and safety and do not conflict  
34 with regulations of the department.

35 (c) The Lake Alpine Water Company shall file, on or before  
36 January 1, 2006, with the department, a report on the recreational  
37 uses at Bear Lake Reservoir and the water treatment program for  
38 that reservoir. That report shall include, but is not limited to,  
39 providing all of the following information:

- 1 (1) The estimated levels and types of recreational uses at the  
2 reservoir on a monthly basis.
- 3 (2) A summary of available monitoring in Bear Lake Reservoir  
4 watershed for giardia and cryptosporidium.
- 5 (3) The sanitary survey of the watershed and water quality  
6 monitoring plan.
- 7 (4) An evaluation of the impact on source water quality due to  
8 recreational activities on Bear Lake Reservoir, including any  
9 microbiological monitoring.
- 10 (5) The reservoir management plan and the operations plan.
- 11 (6) The annual water reports submitted to the consumers each  
12 year.

